

so due and unpaid for which such taxpayer may be in arrears for and since the year A. D. 1915; provided further, the State and county shall be exempt from liability for any costs growing out of such action; provided all suits brought under this act for the recovery of taxes due on personal property shall be brought against the person or persons who owned the property at the times such property was or should have been listed or assessed for taxation.

"Sec. 4. The person or persons so contracted with under this act shall be required to mail to the delinquent taxpayer a notice showing the amount of taxes and penalty due for each of the respective years said taxpayer may be in arrears and, in no instance, shall suit be instituted against any delinquent taxpayer before the expiration of thirty days from the date of said notice; provided, the person or persons so contracted with under this act shall have the right to employ one or more agents or attorneys to assist in the collection of such taxes as he deems necessary; provided further, the person or persons contracted with shall furnish all notices, postage, stationery, etc., as is necessary.

"Sec. 5. It shall be the duty of the tax collectors of the respective counties of this State to furnish the person or persons contracted with under this act, lists showing the names and amounts of taxes due by delinquent taxpayers on personal property for and since the year 1915, to and including the year 1922, and on the first day of April thereafter, or as soon as is possible for them to do; provided this list shall be a copy of the lists required by the Comptroller of Public Accounts of this State in making annual settlements of their respective accounts, said forms being known as Form 16; provided further, that the person or persons contracted with shall make a bond payable to the Governor of this State and his successors in office to the amount of ten thousand (\$10,000) dollars, said bond to be signed by not less than three good and sufficient sureties, or by the agent of some bonding company doing business under the laws of this State.

"Sec. 6. The passage of this act shall not have the effect of repealing any tax gathering law now on our statutes, but is intended as an additional means of collecting personal property taxes after the same has been reported on the insolvent lists as uncollected, following the 31st of March of each year by the tax collectors throughout the State and

also for the collection of taxes on personal property having escaped taxation.

"Sec. 7. The fact that there is now so little attention being paid to the collection of delinquent taxes on personal property and poll taxes, and the necessity for the employment of some suitable person to the end that the State may derive the revenue that it is entitled to and the shortness of the present session, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be and is hereby suspended, and this act shall become a law from and after its passage, and it is so enacted."

Mr. Burmeister moved that the call of the House be extended until 5 o'clock p. m. today, and the motion was lost.

(Mr. Beasley in the chair.)

Mr. Greer moved that further consideration of the bill be postponed indefinitely.

Mr. Davenport moved the previous question on the pending amendment, substitute, motion to postpone and the bill, and the motion was duly seconded.

Question recurring on the motion for the previous question, yeas and nays were demanded.

The roll call on the motion for the previous question developed the fact that there was not a quorum present, and it was so announced.

ADJOURNMENT.

Mr. Patman moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Davenport moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion of Mr. Davenport prevailed, and the House accordingly, at 5:05 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

TWELFTH DAY.

(Tuesday, May 1, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Arnold.	Beasley.
Atkinson.	Bell.
Avis.	Bird.
Baker of Milam.	Bonham.
Baker of Orange.	Bryant.
Barker.	Burmeister.

Cable.	Mathes.
Carpenter	Maxwell.
of Matagorda.	Melson.
Carson.	Merritt.
Carter of Hays.	Miller.
Chitwood.	Montgomery.
Collins.	Moore.
Covey.	Morgan
Cowen.	of Liberty.
Culp.	Morgan
Davenport.	of Robertson.
Davis.	Pate.
DeBerry.	Patman.
Dielmann.	Patterson.
Downs.	Perdue.
Driggers.	Pinkston.
Duffey.	Pool.
Dunlap.	Pope.
Dunn.	Potter.
Durham.	Price.
Edwards.	Purl.
Faubion.	Quinn.
Fields.	Rice.
Finlay.	Robinson.
Fugler.	Rogers.
Gipson.	Rountree.
Green.	Rowland.
Greer.	Russell
Hardin of Erath.	of Callahan.
Harrington.	Sackett.
Harris.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Henderson	Shires.
of McLennan.	Simpson.
Hendricks.	Smith.
Houston.	Sparkman.
Howeth.	Stell.
Irwin.	Stewart
Jacks.	of Edwards.
Jennings.	Stewart of Jasper.
Johnson.	Stewart of Reeves.
Kemble.	Stiernberg.
Lackey.	Storey.
Laird.	Strickland.
Lane.	Stroder.
LeMaster.	Sweet.
Lewis.	Thompson.
Loftin.	Thrasher.
Looney.	Vaughan.
McBride.	Wallace.
McDaniel.	Wells.
McDonald.	Westbrook.
McFarlane.	Wilmans.
McKean.	Wilson.
McNatt.	Young.
Martin.	

Absent.

Abney.	Lamb.
Baldwin.	Quaid.
Coffee.	Stevens.
Hughes.	Williamson.

Absent—Excused.

Amsler.	Barrett.
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Blount.	Hull.
Bobbitt.	Jones.
Carpenter	LeStourgeon.
of Dallas.	Lusk.
Carter of Coke.	Merriman.
Crawford.	Russell of Trinity.
Dinkle.	Teer.
Dodd.	Turner.
Frnka.	Wessels.
Hardin	Winfree.
of Kaufman.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Winfree for today, on motion of Mr. Kemble.

Mr. Turner for today, on motion of Mr. Shearer.

Mr. Bobbitt and Mr. Houston for today, on motion of Mr. Arnold.

Mr. Amsler for today, on motion of Mr. Quinn.

Mr. LeStourgeon for today, on motion of Mr. Davenport.

Mr. Hardin of Kaufman for today, on motion of Mr. Collins.

Mr. Hull for today, on motion of Mr. Jacks.

Mr. Dielmann for today, on motion of Mr. Young.

Mr. Crawford for today, on motion of Mr. Stewart of Reeves.

Mr. Barrett for today, on motion of Mr. Jennings.

Mr. Teer for today, on motion of Mr. Faubion.

Mr. Quaid for today, on motion of Mr. Culp.

RELATING TO ABSENT MEMBERS.

On motion of Mr. Satterwhite, the Sergeant-at-Arms was instructed to wire all absent members except those excused on account of sickness that their presence is needed in the House.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, April 30, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 29, A bill to be entitled "An Act making certain emergency and supplemental appropriations out of the general revenues of the State government as named herein for the balance of the fiscal year ending August 31, 1923, and declaring an emergency."

S. B. No. 31, A bill to be entitled "An Act to make appropriations to cover authorized deficiencies for the fiscal year ending August 31, 1923, and declaring an emergency."

S. B. No. 37, A bill to be entitled "An Act creating Velehrad County Line Common School District composed of territory in Lavaca and Fayette counties, to be under the jurisdiction of Lavaca county for all school purposes; defining its boundaries; providing for the election of a board of trustees to manage and control the public free schools within its boundaries; providing that the local maintenance tax now levied in each portion of said district shall not be abrogated by the passage of this act; providing that same shall continue to be assessed, levied and collected until said district holds an election to determine its rate of taxation, if any; providing that said Velehrad County Line Common School District shall be governed by the general laws of Texas relating to such districts, when not in conflict with this act; providing that the board of trustees now in authority in the Velehrad Common School District of Lavaca county, Texas, shall continue in authority for the Velehrad County Line Common School District until the next election for school trustees, as provided by law for such districts, when two of their successors shall be elected, and that an election be thereafter held each year, as provided by the general laws of this State, and declaring an emergency."

S. B. No. 36, A bill to be entitled "An Act creating the Bernardo Independent School District in Colorado county, Texas; defining its boundaries; providing for the election of a board of trustees to manage and control the public free schools within said district; naming the fiscal year as to taxes; providing for the annexation of territory to said district; investing said district with all the powers, rights and duties of independent school districts formed for free school purposes only, and declaring an emergency."

Respectfully,
RICHARD BLALOCK,
 Assistant Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

By Mr. Cowen and Mr. Melson:

H. B. No. 109, A bill to be entitled "An Act levying and providing for the payment of a State occupation tax on refining, compounding, manufacturing, blending or preparing gasoline or gasoline substitutes from petroleum or natural gas measured by intrastate sales; and levying a State occupation tax on intrastate selling of gasoline or gasoline substitutes brought into the State from outside the State based on the first intrastate sale thereof after the same is brought into the State; requiring reports to be made and records to be kept, and permitting inspections thereof by proper public officials, and prescribing penalties for failure to comply with the act in order to facilitate collection of such occupation taxes; providing for interest on delinquent taxes and penalties; making disposition of the taxes after collected; providing for suits for taxes, penalties and interest and compensation of officers bringing same; defining gasoline; declaring the legislative intent as to parts of the act being held invalid; repealing the present gasoline occupation tax law; defining 'person' as used in this act, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Sackett:

H. B. No. 110, A bill to be entitled "An Act to regulate the packing and the marking of packages and containers; requiring the net quantity of the contents of such package or containers to be plainly and conspicuously marked on the outside of package or container; defining the term 'container'; giving authority to the State Superintendent of Weights and Measures to supervise the enforcement of this act; providing for penalties for the enforcement of the act; repealing Section 8, Chapter 130, Acts of the Regular Session of the Thirty-sixth Legislature and all laws in conflict, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Melson:

H. B. No. 111, A bill to be entitled "An Act to prohibit the reckless driving and operation of motor vehicles on the

public highways of the State of Texas, and prescribing penalties therefor, and defining reckless driving and operation."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Baker:

H. B. No. 112, A bill to be entitled "An Act to amend that part of Section 1, Chapter 108, of the Acts of the Thirty-second Legislature as covered by Section 275 of the Insurance Laws of Texas, Digest of 1921, by adding thereto after the word 'company,' in the first line, the words 'organization or association,' and eliminating the words 'and other fraternal benefit associations,' same being the last word on the fourth line and the first five words on the fifth line; and to repeal Section 28, Chapter 106, of the Acts of the Thirty-third Legislature as covered by Section 219 of the said Insurance Digest of 1921; and to repeal all laws or parts of laws in conflict with these amendments."

Referred to Committee on Insurance.

By Mr. Stewart of Edwards:

H. B. No. 113, A bill to be entitled "An Act to create the Tarpley Independent School District in Bandera county, Texas, providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing that the board of trustees of the existing school in said district shall continue to act as such until their successors are elected in accordance with the provisions of this act, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Sparkman:

H. B. No. 114, A bill to be entitled "An Act to safeguard the public in the purchase of pure-bred cotton seed true to name; creating a State board of plant breeder examiners, defining their duties, establishing a system of registration and certification; providing that the State board of plant breeder examiners shall prescribe all necessary rules and regulations and pass upon the application of breeders and growers for registration and certification; providing further that the Commissioner of Agriculture shall make the necessary inspection for the proper enforcement of said act,

and shall have printed tags to be placed upon bags and other containers of cotton seed offered for sale under the terms of this act, and charge a fee for same; and to enforce the provisions of this act; prescribing penalties for the violation of said act; providing that this act shall be cumulative of Chapter 62, Acts of the Second Called Session of the Thirty-sixth Legislature, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Jacks:

H. B. No. 115, A bill to be entitled "An Act providing for the collection of delinquent taxes of levee improvement districts; providing a method of procedure therefor, and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Stewart of Edwards:

H. B. No. 116, A bill to be entitled "An Act creating the Rock Springs Independent School District in Edwards county, Texas; defining its metes and bounds, providing a board of trustees therefor, for raising revenue, issuing bonds, vesting it with the rights, powers, and duties of districts incorporated for school purposes only under the general laws of the State of Texas; providing for an election to assume the outstanding bonds of the Rocksprings Common School District, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Gipson and Mr. Rountree:

H. B. No. 117, A bill to be entitled "An Act to amend Article 70124y, Revised Civil Statutes of the State of Texas; fixing the compensation of county tax collectors, for the collection of license fees on motor vehicles, tractors and trailers; exempting said fees from fee bill; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mrs. Wilmans:

H. B. No. 118, A bill to be entitled "An Act changing the name of the Dallas county circuit court, located in Dallas county, Texas, to the Dallas county district court of domestic relations, and restricting the jurisdiction in part, and providing for the transfer of cases be-

tween the Fourteenth Judicial District Court and Forty-fourth Judicial District Court, the Sixty-eighth Judicial District Court, and the Ninety-fifth Judicial District Court of Dallas county, Texas; and providing for the Dallas county district court to have jurisdiction over all wife and child desertion cases, and repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Culp and Mr. Abney:

H. B. No. 119, A bill to be entitled "An Act to amend Title 132, Revised Civil Statutes, 1911, Title 14, Chapter 8, Revised Penal Code, 1911; Articles 3879 and 6060, Revised Civil Statutes, 1911; Chapter 76, Acts of the Regular Session, Thirty-sixth Legislature of Texas; Chapter 86, Acts of the Regular Session, Thirty-seventh Legislature of Texas, and Chapter 22, Acts of the First Called Session, Thirty-seventh Legislature of Texas, so as to provide in substance as follows; providing for the election, qualification of public weighers; providing for bond and oath of office; defining term of office; requiring a clerk to certify election and qualification to commissioners; prescribing qualifications and defining duties; for an appointment of deputies; giving the commissioner supervision over public weighers; providing for form of certificate; providing for approval and testing of weighing and measuring devices; providing for fees of office; providing for seal of office, and requiring its use; providing for certificates; providing who may issue certificates; creating certain penal offenses, and prescribing penalties therefor; providing for removal from office and for the filling of vacancies; giving public weighers certain authority; providing for re-weighing commodities where doubt or difference arises as to correct weight; providing for the appointment of public weighers in certain towns; cities and shipping points by the Governor, and providing for a regulation by the commissioner; providing for bonds and for a seal; providing for monthly reports; defining certain terms; repealing certain statutes; providing for putting this act into effect, and making an appropriation, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Quinn, Mr. Morgan of Liberty and Mr. Baker of Orange:

H. B. No. 120, A bill to be entitled "An Act providing that each and every casualty insurance company, fire insurance company and surety company now engaged in doing business in this State shall invest and keep invested in Texas securities seventy-five per cent of the aggregate amount of its legal reserve required by the law of its domicile, to be maintained on account of Texas business; providing how such investments may be made; providing further that such companies shall file a report with the Commissioner of Insurance and Banking of this State of this reserve, and shall make such other reports containing such other information as may be required by the said Commissioner, and that it shall file its report of its premiums, making it the duty of the Commissioner of Insurance and Banking to receive such reports; providing that no other occupation tax shall be paid by such companies; providing that companies accepting certificates of authority to do business in this State shall hereafter pay the occupation tax as herein provided; providing that companies heretofore, now and hereafter doing business in this State shall report after ceasing to do business, and providing that any such company may maintain agents after failing to renew its certificate of authority to do business in this State; prescribing the duties of the Commissioner when a company fails to comply with the provisions of this act; providing penalties for failure to make investments required by this act, and declaring an emergency."

Referred to Committee on Insurance.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

Senate bill No. 37, to the Committee on School Districts.

Senate bill No. 36, to the Committee on School Districts.

Senate bill No. 29, to the Committee on Appropriations.

Senate bill No. 31, to the Committee on Appropriations.

Senate bill No. 35, to the Committee on School Districts.

RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read, the following enrolled resolutions:

H. C. R. No. 4, Inviting Hon. William Jennings Bryan to address the Legislature.

S. C. R. No. 12, Inviting Hon. Alvin Owsley to address the Legislature.

S. C. R. No. 10, Relating to cotton crop report.

RELATING TO INSPECTION OF FARMING INTEREST.

Mr. Cable offered the following resolution:

Whereas, It is the patriotic purpose and earnest desire of the members of the Thirty-eighth Legislature to enact laws in the interest of the people of Texas; and

Whereas, Reliable information is essential to the efficient discharge of such duty; and

Whereas, Such information, when obtained at first hand is most reliable, as is evidenced that a recent visit to the Rio Grande Valley enabled the members of this Legislature to see that the fruit lands of that section should be exempt from taxation for a period of twenty-five years in order that the owners of such lands might, with the money which would otherwise be paid into the State treasury, protect such land from overflow and thereby add a million or more dollars to wealth of such owners; and

Whereas, This Legislature has accepted an invitation to visit the West Texas oil fields where the owners of oil wells producing many millions of wealth are fearful that the members of this Legislature, through ignorance of the conditions of oil industry will tax them somewhere in proportion to their ability to pay; and

Whereas, Farming is the most important but least remunerated industry in this State; and

Whereas, The farmers bear a greater burden of taxation than any other class of our citizens; and

Whereas, They are not able to pay the expenses of the members of the Legislature to travel over the State and acquaint themselves with the conditions and needs of those who till the soil; therefore, be it

Resolved, That the members of this

honorable body, in order that they may gain at first hand such information as will better enable them to discharge their patriotic duty to this large and deserving class of our fellow citizens, will, at an early date, and at their own expense, visit the homes of the land owners and tenant farmers of Texas, and acquaint themselves with the conditions and needs of this class of our people.

The resolution was read second time.

Mr. Fugler moved that the resolution be referred to the Committee on Oil, Gas and Mining.

Mr. Stewart of Edwards moved as a substitute that the resolution be referred to the Committee on Agriculture.

Question first recurring on the substitute, it prevailed.

INVITING MRS. REBECCA J. FISHER TO ADDRESS THE LEGISLATURE.

Mr. Thrasher offered the following resolution:

H. C. R. No. 6, Inviting Mrs. Rebecca J. Fisher to address the Legislature.

Whereas, Mrs. Rebecca J. Fisher, for many years President of the Daughters of the Republic of Texas and one of Texas' most honored women, has played an important part in the history of our State; and

Whereas, Mrs. Fisher is a finished speaker and has made some of the most noteworthy addresses that have been heard in the halls of the Legislature; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That Mrs. Fisher be invited to address the members of both houses on Thursday evening, May 3rd, at 8 o'clock p. m.

Resolved further, That a copy of this resolution be sent to Mrs. Fisher.

Signed—Thrasher, Greer, Stewart of Edwards.

The resolution was read second time and was adopted.

RELATING TO CONSOLIDATION OF CERTAIN STATE DEPART- MENTS.

Mr. Moore offered the following resolution:

H. C. R. No. 7, Relating to consolidation of certain State departments.

Whereas, Measures have been introduced in the House of Representatives seeking to abolish and consolidate a

number of important departments of the State government; and

Whereas, The members of the Thirty-eighth Legislature are desirous of seeing the State government administered at the lowest possible cost and with the greatest efficiency to the end that the taxpayers may realize the best service from their investments of tax money; and

Whereas, It is necessary that all possible information be furnished the members of the Legislature to the end that they may act intelligently upon the measures that seek to abolish and consolidate the aforesaid State departments; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That public joint hearings of the House and Senate committees to whom were referred the above mentioned measures be held for the enlightenment of the membership of the House and Senate; that heads of the several departments affected be requested to appear before said joint hearings to be questioned as to the duties and cost of operation and maintenance of the several departments; and that heads and members of farmers and stockmen's organizations favoring and opposing such consolidations and abolition be invited to appear before such joint hearings to give their views on the proposals, to the end that fair, reasonable and economic action may be taken by the members of the House and Senate in passing upon the proposed measures.

Signed—Moore, Bell, Beasley, Harrington, Maxwell.

The resolution was read second time.

Mr. Pope moved that the resolution be laid on the table subject to call.

Mr. Patman raised a point of order on further consideration of the resolution at this time on the ground that the time for the consideration of resolutions has expired.

The Speaker sustained the point of order.

BILL RE-REFERRED.

On motion of Mr. Davenport, House bill No. 107 was withdrawn from the Committee on Criminal Jurisprudence and referred to the Committee on Agriculture.

EMPLOYEE OF THE HOUSE.

The Speaker announced the appointment of the following special porter to take the place of G. A. Piper, resigned:

Walter Hancock, appointment to take effect Tuesday, May 1, 1923.

STANDING COMMITTEE MEMBER APPOINTED.

The Speaker announced the appointment of Hon. J. L. Jennings as a member of the Committee on Claims and Accounts to take the place of Hon. Eugene Blount, resigned.

BILL RECOMMITTED.

On motion of Mr. Lackey, House bill No. 55 was recommitted to the Committee on Revenue and Taxation.

HOUSE BILL NO. 49 ON ENGROSSMENT.

The Speaker laid before the House, as a special order for this hour, on its passage to engrossment,

H. B. No. 49, A bill to be entitled "An Act to amend Section 2, Chapter 23, Acts of the Thirty-sixth Legislature, Second Called Session, limiting the amount of funds to be set apart for free text books, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Pope pending.

Mr. Pope withdrew the pending amendment and offered the following amendment to the bill:

Amend House bill No. 49 by striking out all after the enacting clause and insert the following:

Section 1. That Section 3 of an act passed at the Regular Session of the Thirty-sixth Legislature of the State of Texas, entitled "An Act to provide for the purchase and distribution by the State of free text books to the public school children of the State of Texas," etc., being Senate bill No. 118, Chapter 29, of said Regular Session Laws, be and the same is hereby amended so as to hereafter read as follows:

"Section 3. The State text book fund of this State shall consist of the fund set aside by the State Board of Education from the available school fund as is provided for in Section 2 of this act, together with all funds accruing from the sale of disused books and all moneys derived from the purchase of books from boards of school trustees, by private individuals, by schools, or from any other source; provided that until August 31, 1925, and thereafter until the Text Book Commission of the State

of Texas under the provisions hereof and under existing laws may extend old contracts or make new contracts for new books, no part of said State text book fund in said fund, or to which said fund was entitled on December 1, 1922, or may be entitled to after December 1, 1922, shall be withdrawn from said State text book fund for any purpose whatsoever except to meet emergencies or necessities in purchasing new books of the kind adopted and in use prior to December 1, 1922, caused by increase in scholastic attendance, or for the purpose of substituting old books in use on or adopted prior to December 1, 1922."

Sec. 2. That Section 5 of an act passed at the Regular Session of the Thirty-sixth Legislature of the State of Texas, entitled "An Act to provide for the purchase and distribution by the State of free text-books to the public school children of the State of Texas," etc., being Senate bill No. 118, Chapter 29, of said Regular Session Laws, be and the same is hereby amended so as to hereafter read as follows:

"Section 5. The purchase and distribution of free text books for the State shall be under the management of the State Superintendent of Public Instruction, subject to the approval of the State Board of Education, but it shall be unlawful for the State Superintendent of Public Instruction to purchase for or distribute to the public free schools of this State any text book unlike those in use in the public schools of this State on December 1, 1922, until August 31, 1925, and thereafter until the Text Book Commission of the State of Texas, under the provisions hereof and under existing laws, may extend old contracts or make new contracts; provided, that if at the expiration of any contract existing on December 1, 1922, before August 31, 1925, by virtue of which any of such books in use on December 1, 1922, were supplied, the Text Book Commission of the State of Texas finds after thorough examination and investigation that the prices of such books covered by such expiring contracts or expiring extensions are too high or that said books are obsolete or otherwise detrimental to the best interest of the children in the schools or that the holders of such expiring contracts or expiring extensions will not furnish the books covered thereby at the prices therein fixed, and such commission thereupon secures such books or others as substitutes therefor as is provided herein and by existing

law, the said State Superintendent of Public Instruction shall purchase and distribute such necessary books so obtained by said commission, whether such books be obtained by virtue of the extension of old contracts or under new contracts, and for these purchases the State Board of Education may supplement said text book fund as now provided by law."

Sec. 3. All laws or parts of laws in conflict herewith are hereby specifically and expressly repealed.

Sec. 4. On account of the proclamation of the Governor of the state of Texas, calling the Thirty-eighth Legislature in extraordinary session, showing a deficiency in the State Treasury aggregating approximately six million dollars and on account of the Governor's said message demanding the passage of real constructive legislation for the growth of Texas and the economical administration of the Texas government, and on account of this being such a measure, and on account of said extraordinary session being called by the Governor of the State of Texas for the specific purpose to provide sufficient funds to properly maintain our public schools and eleemosynary institutions and Texas government, and on account of the fact that the passage of this act will save for this State approximately two million dollars in cash, will prevent the destruction of old books of value approximately two million dollars, will decrease the deficiency in the State Treasury approximately two million dollars, and on account of the great time necessary to properly consider the other important bills on the calendar, limits the time in which this bill can be considered, thereby creates an emergency and an imperative public necessity which requires the constitutional rule providing that bills shall be read on three several days in each house be suspended, and said rule is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Bell raised a point of order on consideration of the amendment on the ground that the amendment is not germane to the purpose of the bill.

The Speaker sustained the point of order.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 49 by striking out the words and figures "one dollar and fifty cents (\$1.50)," in line 15,

page 1, and insert the following: "20 cents."

Mr. Greer offered the following substitute for the amendment by Mr. Pope: Strike out "\$1.50," in line 15, and insert "\$1.25 per capita."

Mr. Pate offered the following amendment to the bill:

Amend House bill No. 49 by striking out the enacting clause.

Question—Shall the amendment by Mr. Pate be adopted?

RECESS.

On motion of Mr. Green, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

EMPLOYEE OF THE HOUSE.

The Speaker announced the following appointment:

Page for Representative Charles C. Rice, to take the place of W. E. Beat-hard, resigned, Harold Preece.

HOUSE BILL NO. 49 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 49, limiting the Text Book Fund, on its passage to engrossment, with amendment by Mr. Pope, and substitute by Mr. Greer for the amendment, and an amendment by Mr. Pate striking out the enacting clause of the bill pending.

Mr. Greer moved to table the amendment by Mr. Pate.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—36.

Baker of Milam.	Harris.
Baker of Orange.	Laird.
Beasley.	Lackey.
Bryant.	McBride.
Chitwood.	McFarlane.
Driggers.	McKean.
Dunn.	Martin.
Durham.	Moore.
Edwards.	Morgan
Fields.	of Liberty.
Fugler.	Morgan
Green.	of Robertson.
Greer.	Patman.

Quinn.	Stroder.
Sanford.	Sweet.
Shires.	Thrasher.
Sparkman.	Wells.
Stell.	Wilmons.
Stewart of Reeves.	Young.
Stiernberg.	

Nays—64.

Abney.	Lane.
Amsler.	LeMaster.
Atkinson.	LeSturgeon.
Avis.	Lewis.
Barker.	Loftin.
Barrett.	Looney.
Bell.	McDaniel.
Burmeister.	McNatt.
Carpenter	Merritt.
of Matagorda.	Miller.
Carson.	Pate.
Carter of Hays.	Patterson.
Covey.	Perdue.
Cowen.	Pinkston.
Culp.	Pool.
Davenport.	Pope.
DeBerry.	Potter.
Dielmann.	Purl.
Downs.	Rice.
Duffey.	Robinson.
Dunlap.	Rowland.
Finlay.	Russell
Hardin of Erath.	of Callahan.
Harrington.	Sackett.
Henderson	Satterwhite.
of Marion.	Shearer.
Henderson	Smith.
of McLennan.	Stevens.
Hendricks.	Stewart of Jasper.
Howeth.	Storey.
Hull.	Strickland.
Irwin.	Thompson.
Jacks.	Westbrook.
Jennings.	Williamson.
Johnson.	Wilson.
Kemble.	

Present—Not Voting.

Mr. Speaker.	Houston.
Arnold.	Simpson.

Absent.

Bird.	Melson.
Cable.	Montgomery.
Coffee.	Price.
Collins.	Quaid.
Davis.	Rogers.
Faubion.	Rountree.
Gipson.	Russell of Trinity.
Hughes.	Stewart
Lamb.	of Edwards.
McDonald.	Teer.
Mathes.	Vaughan.
Maxwell.	Wallace.

Absent—Excused.

Baldwin.	Blount.
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Bobbitt.	Hardin
Bonham.	of Kaufman.
Carpenter	Jones.
of Dallas.	Lusk.
Carter of Coke.	Merriman.
Crawford.	Turner.
Dinkle.	Wessels.
Dodd.	Winfree.
Frnka.	

Question then recurring on the amendment by Mr. Pate, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—66.

Abney.	Looney.
Atkinson.	McBride.
Avis.	McDaniel.
Barker.	McKean.
Bell.	McNatt.
Burmeister.	Merritt.
Carpenter	Miller.
of Matagorda.	Pate.
Carson.	Patterson.
Carter of Hays.	Perdue.
Covey.	Pinkston.
Cowen.	Pool.
Culp.	Pope.
Davenport.	Potter.
DeBerry.	Rice.
Dielmann.	Robinson.
Downs.	Rowland.
Duffey.	Russell
Dunlap.	of Callahan.
Fields.	Sackett.
Finlay.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Henderson	Smith.
of McLennan.	Sparkman.
Houston.	Stevens.
Howeth.	Stewart
Hull.	of Edwards.
Irwin.	Stewart of Jasper.
Jennings.	Storey.
Johnson.	Strickland.
Kemble.	Thompson.
Lane.	Wallace.
LeMaster.	Westbrook.
LeStourgeon.	Williamson.
Lewis.	Wilson.
Loftin.	

Nays—36.

Baker of Milam.	Green.
Baker of Orange.	Greer.
Beasley.	Harrington.
Bryant.	Harris.
Chitwood.	Jacks.
Driggers.	Lackey.
Dunn.	Laird.
Durham.	McFarlane.
Edwards.	Martin.
Fugler.	Mathes.

Moore.	Stell.
Morgan	Stewart of Reeves.
of Liberty.	Stroder.
Morgan	Sweet.
of Robertson.	Thrasher.
Patman.	Wells.
Quinn.	Wilmans.
Shires.	Young.
Simpson.	

Present—Not Voting.

Mr. Speaker.	McDonald.
Arnold.	

Absent.

Bird.	Maxwell.
Cable.	Melson.
Coffee.	Montgomery.
Collins.	Price.
Davis.	Purl.
Faubion.	Quaid.
Gipson.	Rogers.
Hardin of Erath.	Rountree.
Hendricks.	Stiernberg.
Hughes.	Teer.
Lamb.	Vaughan.

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Mr. Pope move to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 6, "An Act making an emergency appropriation for the Adjutant General of this State, made necessary by emergencies arising in declaring martial law in this State, and declaring an emergency."

MESSAGE FROM THE GOVERNOR.

Mrs. Margaret Tindale, Assistant Secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, May 1, 1923.

To the Members of the Thirty-eighth
Legislature, Second Called Session.

Gentlemen: In the train of consequences following the development of the automobile and its wide and varied use, as the concurrent result of improved highways, is the response by all classes of our people to the "back to nature" call. Nothing is more conducive to the happiness and contentment of a people, a State's most valuable asset, than for them to go "back to nature," where the bees hum, the birds sing, the brooks ripple, the breezes blow and the flowers bloom. Here, spending their hours of recreation on blue-bonneted hills and daisy-decked meadows, in an atmosphere sweet with the perfume of flowers of a thousand hues, the old grow young, the sick regain health, and the weary enjoy a quiet rest. The health, welfare and happiness of the people of Texas is largely enhanced by the number of places within her borders, where the people in vacation and leisure periods can go for rest, recreation and relaxation. Texas, by nature, is rich and radiant in scenic beauty spots peculiarly adapted in climate and environment to outdoor life. These primeval and picturesque places of native charm and characteristic beauty are rapidly disappearing before the onward march of cold, consuming commercialism. These places particularly suited for park and picnicking purposes should be preserved not only for the present, but for posterity. These camping and outing places, these rest and recreation resorts, these breathing spots for humanity where the weak, the weary and the worn are nursed, in the lap of nature, back to health, wealth and happiness, should be established along our highways and scattered throughout the State wherever trees grow and water runs.

By the establishment of a system of parks and camping places throughout the State we will make of Texas the Mecca for automobile tourists and bequeath to posterity a most valuable legacy.

In keeping, therefore, with the foregoing thought, I recommend that there be created by this Legislature a State parks committee, composed of six members, to serve without compensation, said committee to be charged with the duty of soliciting donations of land in

tracts large or small to be converted by said committee into public parks, said committee to be also charged with the duty of investigating and locating tracts of land, large or small, suited for public park purposes, and reporting said findings and all data concerning said tracts of land to each Regular Session of the Legislature to the end that Texas, by either donations of land or acquisition by purchase of same, may establish, before it is too late to do so, a system of State parks where the rank and file of the people of Texas and elsewhere may go and forget the anxieties, the strife and vexations of life's daily business grind.

Respectfully submitted,
PAT M. NEFF,
Governor.

SPECIAL ORDER SET.

On motion of Mr. Pope, by unanimous consent, House bill No. 51 was set as a special order for 10 o'clock a. m. tomorrow.

BILLS RECOMMITTED.

On motion of Mr. Culp, House bills Nos. 18 and 36 were recommitted to the Committee on Revenue and Taxation.

HOUSE BILL NO. 14 ON ENGROSSMENT.

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 14, A bill to be entitled "An Act providing for the collection of delinquent occupation, franchise, inheritance and insolvent taxes and other money due the State, and providing a means for collecting such taxes, repealing all laws in conflict with this act, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Pope, substitute by Mr. Satterwhite for the amendment, motion by Mr. Greer to postpone further consideration of the bill indefinitely and motion for the previous question on the pending motions and the bill pending.

Question first recurring on the motion for the previous question, it prevailed.

Question then recurring on the motion to postpone indefinitely, yeas and nays were demanded.

The motion to postpone was lost by the following vote:

Yeas—44.

Atkinson.	McNatt.
Avis.	Melson.
Baker of Milam.	Merritt.
Barker.	Miller.
Beasley.	Morgan
Bell.	of Liberty.
Burmeister.	Pate.
Cable.	Patman.
Covey.	Pool.
Cowen.	Pope.
Downs.	Rogers.
Gipson.	Sackett.
Greer.	Sanford.
Harrington.	Simpson.
Henderson	Stewart of Jasper.
of McLennan.	Storey.
Howeth.	Strickland.
Irwin.	Stroder.
Loftin.	Sweet.
Looney.	Thompson.
McBride.	Thrasher.
McDaniel.	Wallace.
McDonald.	Westbrook.

Nays—57.

Abney.	McFarlane.
Arnold.	Martin.
Baker of Orange.	Mathes.
Bryant.	Maxwell.
Carpenter	Montgomery.
of Matagorda.	Morgan
Carson.	of Robertson.
Carter of Hays.	Perdue.
Culp.	Pinkston.
DeBerry.	Potter.
Driggers.	Price.
Duffey.	Purl.
Dunn.	Quinn.
Durham.	Rice.
Fields.	Robinson.
Finlay.	Rountree.
Fugler.	Rowland.
Green.	Russell
Hardin	of Callahan.
of Kaufman.	Satterwhite.
Henderson	Shearer.
of Marion.	Smith.
Hull.	Sparkman.
Jennings.	Stell.
Johnson.	Stevens.
Kemble.	Stewart
Lackey.	of Edwards.
Laird.	Stiernberg.
Lane.	Wells.
LeMaster.	Wilmans.
LeSturgeon.	Wilson.
Lewis.	Young.

Present—Not Voting.

Mr. Speaker.	Harris.
Dielmann.	

Absent.

Bird.	Chitwood.
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Coffee.	Lamb.
Collins.	McKean.
Davenport.	Moore.
Davis.	Patterson.
Dunlap.	Quaid.
Edwards.	Shires.
Faubion.	Stewart of Reeves.
Hendricks.	Teer.
Houston.	Vaughan.
Hughes.	Williamson.
Jacks.	

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin of Erath.
Blount.	Jones.
Bobbitt.	Lusk.
Bonham.	Merriman.
Carpenter	Russell of Trinity.
of Dallas.	Turner.
Carter of Coke.	Wessels.
Crawford.	Winfree.
Dinkle.	

Question then recurring on the substitute by Mr. Satterwhite, yeas and nays were demanded.

The substitute was lost by the following vote:

Yeas—21.

Atkinson.	Irwin.
Baker of Milam.	Martin.
Beasley.	Mathes.
Bell.	Pool.
Bryant.	Sanford.
Downs.	Satterwhite.
Durham.	Shearer.
Finlay.	Simpson.
Harrington.	Stewart of Jasper.
Harris.	Wilmans.
Henderson	
of Marion.	

Nays—75.

Abney.	Fields.
Arnold.	Fugler.
Avis.	Gipson.
Baker of Orange.	Green.
Barker.	Greer.
Burmeister.	Hardin of Erath.
Cable.	Henderson
Carpenter	of McLennan.
of Matagorda.	Howeth.
Carson.	Hull.
Carter of Hays.	Jennings.
Covey.	Johnson.
Cowen.	Kemble.
Culp.	Lackey.
Davenport.	Laird.
DeBerry.	Lane.
Dielmann.	LeMaster.
Driggers.	LeSturgeon.
Duffey.	Lewis.
Dunn.	Loftin.

Looney.	Rogers.
McBride.	Rowland.
McDaniel.	Russell
McDonald.	of Callahan.
McFarlane.	Sackett.
McNatt.	Smith.
Melson.	Sparkman.
Merritt.	Stell.
Miller.	Stevens.
Morgan	Stewart
of Liberty.	of Edwards.
Morgan	Stiernberg.
of Robertson.	Storey.
Pate.	Strickland.
Patman.	Stroder.
Perdue.	Sweet.
Pinkston.	Thompson.
Pope.	Thrasher.
Price.	Wallace.
Purl.	Wells.
Quinn.	Westbrook.
Rice.	Wilson.

Present—Not Voting.

Mr. Speaker.	Potter.
Maxwell.	Rountree.
Montgomery.	Young.

Absent.

Bird.	Lamb.
Chitwood.	McKean.
Coffee.	Moore.
Collins.	Patterson.
Davis.	Quaid.
Dunlap.	Robinson.
Edwards.	Shires.
Faubion.	Stewart of Reeves.
Hendricks.	Teer.
Houston.	Vaughan.
Hughes.	Williamson.
Jacks.	

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Mr. Pope, by unanimous consent, withdrew the pending amendment and offered the following amendment in lieu thereof:

Amend House bill No. 14 by striking out Sections 1, 2, 3, 4 and 5.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—56.

Abney.	McFarlane.
Atkinson.	McNatt.
Avis.	Merritt.
Baker of Milam.	Miller.
Barker.	Pate.
Beasley.	Patman.
Bell.	Patterson.
Bryant.	Pool.
Burmeister.	Pope.
Cable.	Potter.
Covey.	Price.
Cowen.	Rogers.
Davenport.	Russell
Dielmann.	of Callahan.
Downs.	Sackett.
Dunn.	Sanford.
Fields.	Satterwhite.
Finlay.	Simpson.
Gipson.	Stell.
Harrington.	Stewart
Henderson	of Edwards.
of McLennan.	Storey.
Houston.	Strickland.
Howeth.	Stroder.
Irwin.	Thompson.
Loftin.	Thrasher.
Looney.	Wallace.
McBride.	Westbrook.
McDaniel.	Young.

Nays—46.

Baker of Orange.	Melson.
Carpenter	Montgomery.
of Matagorda.	Moore.
Carson.	Morgan
Carter of Hays.	of Liberty.
Culp.	Morgan
Driggers.	of Robertson.
Duffey.	Perdue.
Durham.	Pinkston.
Fugler.	Purl.
Green.	Quinn.
Greer.	Rice.
Henderson	Robinson.
of Marion.	Rountree.
Jennings.	Rowland.
Johnson.	Shearer.
Kemble.	Smith.
Lackey.	Sparkman.
Laird.	Stevens.
LeMaster.	Stewart of Jasper.
LeSturgeon.	Stiernberg.
Lewis.	Sweet.
Martin.	Wells.
Mathes.	Wilman.
Maxwell.	Wilson.

Present—Not Voting.

Mr. Speaker.	Harris.
Arnold.	

Absent.

Bird.	Coffee.
Chitwood.	Collins.

Davis.	Lamb.
DeBerry.	Lane.
Dunlap.	McDonald.
Edwards.	McKean.
Faubion.	Quaid.
Hardin of Erath.	Shires.
Hendricks.	Stewart of Reeves.
Hughes.	Teer.
Hull.	Vaughan.
Jacks.	Williamson.

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 14 failed to pass to engrossment by the following vote:

Yeas—46.

Abney.	McNatt.
Arnold.	Montgomery.
Baker of Orange.	Morgan
Carpenter	of Robertson.
of Matagorda.	Pate.
Carson.	Pinkston.
Carter of Hays.	Purl.
Culp.	Quinn.
Davenport.	Rice.
DeBerry.	Robinson.
Dielmann.	Rowland.
Downs.	Russell
Dunn.	of Callahan.
Fields.	Shearer.
Finlay.	Smith.
Fugler.	Sparkman.
Gipson.	Stell.
Hardin of Erath.	Stevens.
Henderson	Stewart
of Marion.	of Edwards.
Hull.	Stewart of Jasper.
Jacks.	Strickland.
Jennings.	Stroder.
Johnson.	Thrasher.
Kemble.	Wells.
Laird.	Young.
Lewis.	

Nays—55.

Atkinson.	Beasley.
Avis.	Bell.
Baker of Milam.	Bryant.
Barker.	Burmeister.

Cable.	Melson.
Covey.	Merritt.
Cowen.	Miller.
Driggers.	Moore.
Duffey.	Morgan
Durham.	of Liberty.
Green.	Patman.
Greer.	Patterson.
Harrington.	Perdue.
Henderson	Pool.
of McLennan.	Pope.
Houston.	Potter.
Howeth.	Price.
Irwin.	Rogers.
Lackey.	Sackett.
Lane.	Sanford.
LeMaster.	Satterwhite.
Loftin.	Simpson.
Looney.	Storey.
McBride.	Sweet.
McDaniel.	Thompson.
McFarlane.	Wallace.
Martin.	Westbrook.
Mathes.	Wilmans.
Maxwell.	Wilson.

Present—Not Voting.

Harris.	Stiernberg.
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Absent.

Bird.	LeStourgeon.
Chitwood.	McDonald.
Coffee.	McKean.
Collins.	Quaid.
Davis.	Rountree.
Dunlap.	Shires.
Edwards.	Stewart of Reeves.
Faubion.	Teer.
Hendricks.	Vaughan.
Hughes.	Williamson.
Lamb.	

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Mr. Culp moved to reconsider the vote by which the bill failed to pass to engrossment, and asked to have the motion to reconsider spread on the Journal.

Mr. Burmeister moved to table the motion to reconsider, and the motion to table was lost.

HOUSE BILL NO. 34 ON THIRD
READING.

The Speaker laid before the House, on
on its third reading and final passage,

H. B. No. 34, A bill to be entitled
"An Act making it a felony for any
person to carry on or about his person
while violating the liquor laws any
weapon or arm mentioned in Article
475 of the Penal Code; prescribing the
penalty, and declaring an emergency."

The bill was read third time, and
was passed.

HOUSE BILL NO. 7 ON SECOND
READING.

The Speaker laid before the House, on
its second reading and passage to en-
grossment,

H. B. No. 7, A bill to be entitled
"An Act to appropriate six million dol-
lars (\$6,000,000) out of the general
funds of the State to aid all the public
schools for the scholastic years begin-
ning September 1, 1923, and ending
August 31, 1925, the same to be dis-
tributed as the available school funds
are now distributed."

The bill was read second time.

Mr. Patman offered the following
amendment to the bill:

Amend House bill No. 7 by striking
out the words and figures "six million
dollars (\$6,000,000)," in line 13, page
1, and insert in lieu thereof the words
and figures, "ten million dollars (\$10,-
000,000)."

(Mr. Edwards in the chair.)

Mr. Davenport offered the following
substitute for the amendment:

Substitute amendment to House bill
No. 7, page 1, line 13, by striking out
the words and figures "\$6,000,000" and
insert in lieu thereof the words and fig-
ures "\$200,000,000."

Mr. Moore moved to table the sub-
stitute.

Yeas and nays were demanded, and
the motion to table prevailed by the
following vote:

Yeas—81.

Atkinson.	Chitwood.
Avia.	Covey.
Barker.	Culp.
Beasley.	DeBerry.
Bell.	Dielmann.
Bird.	Downs.
Bryant.	Driggers.
Burmeister.	Duffey.
Cable.	Dunn.

Durham.	Pate.
Edwards.	Patman.
Fields.	Patterson.
Finlay.	Perdue.
Green.	Pinkston.
Greer.	Pope.
Hardin of Erath.	Price.
Harrington.	Quinn.
Harris.	Rice.
Henderson	Robinson.
of Marion.	Rogers.
Henderson	Russell
of McLennan.	of Callahan.
Houston.	Sackett.
Jennings.	Sanford.
Johnson.	Satterwhite.
Lane.	Shires.
LeMaster.	Simpson.
Lewis.	Sparkman.
Looney.	Stell.
McBride.	Stewart
McDaniel.	of Edwards.
McDonald.	Stewart of Jasper.
McFarlane.	Stiernberg.
McNatt.	Strickland.
Mathes.	Sweet.
Maxwell.	Thompson.
Melson.	Wallace.
Merritt.	Wells.
Miller.	Westbrook.
Montgomery.	Williamson.
Moore.	Wilmons.
Morgan	Wilson.
of Liberty.	Young.
Morgan	
of Robertson.	

Nays—19.

Abney.	Martin.
Baker of Milam.	Pool.
Baker of Orange.	Purl.
Carter of Hays.	Rowland.
Cowen.	Shearer.
Davenport.	Smith.
Fugler.	Stevens.
Gipson.	Storey.
Jacks.	Stroder.
LeSturgeon.	

Present—Not Voting.

Mr. Speaker.	Rountree.
Howeth.	

Absent.

Arnold.	Hull.
Carpenter	Irwin.
of Matagorda.	Kemble.
Carson.	Lackey.
Coffee.	Laird.
Collins.	Lamb.
Davis.	Loftin.
Dunlap.	McKean.
Faubion.	Potter.
Hendricks.	Quaid.
Hughes.	

Stewart of Reeves. Thrasher.
Teer. Vaughan.

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Mr. Greer moved the previous question on the pending amendment to the bill, and the motion was not seconded.

Mr. Rogers offered the following substitute for the amendment:

Amend House bill No. 7, page 1, line 13, by striking out the following words and figures: "Six million dollars (\$6,000,000)," and insert in lieu thereof "eight million dollars (\$8,000,000)."

Mr. Satterwhite moved that further consideration of the bill be postponed until 2 o'clock a. m. next Tuesday.

Yeas and nays were demanded, and the motion to postpone was lost by the following vote:

Yeas—29.

Abney.	LeStourgeon.
Atkinson.	Maxwell.
Avis.	Morgan
Baker of Milam.	of Liberty.
Bell.	Morgan
Carpenter	of Robertson.
of Matagorda.	Patterson.
Davenport.	Pope.
DeBerry.	Satterwhite.
Downs.	Shearer.
Durham.	Smith.
Gipson.	Sparkman.
Harrington.	Stewart of Jasper.
Harris.	Storey.
Henderson	Westbrook.
of McLennan.	Wilson.
Houston.	

Nays—71.

Arnold.	Cowen.
Baker of Orange.	Culp.
Beasley.	Dielmann.
Bird.	Driggers.
Bryant.	Duffey.
Burmeister.	Dunn.
Cable.	Edwards.
Carson.	Fields.
Carter of Hays.	Finlay.
Chitwood.	Fugler.
Covey.	Green.

Greer.	Pinkston.
Hardin of Erath.	Price.
Henderson	Purl.
of Marion.	Quinn.
Howeth.	Robinson.
Hull.	Rogers.
Irwin.	Rowland.
Jennings.	Russell
Johnson.	of Callahan.
Lackey.	Sackett.
Lane.	Sanford.
LeMaster.	Shires.
Lewis.	Simpson.
Looney.	Stell.
McBride.	Stevens.
McDaniel.	Stewart
McDonald.	of Edwards.
McFarlane.	Stiernberg.
McNatt.	Strickland.
Martin.	Stroder.
Melson.	Thompson.
Merritt.	Thrasher.
Miller.	Wallace.
Moore.	Wells.
Pate.	Williamson.
Patman.	Wilmons.
Perdue.	Young.

Present—Not Voting.

Mr. Speaker. Rountree.

Absent.

Barker.	Loftin.
Barrett.	McKean.
Coffee.	Mathes.
Collins.	Montgomery.
Davis.	Pool.
Dunlap.	Potter.
Faubion.	Quaid.
Hendricks.	Rice.
Hughes.	Stewart of Reeves.
Jacks.	Sweet.
Kemble.	Teer.
Laird.	Vaughan.
Lamb.	

Absent—Excused.

Amsler.	Frnka.
Baldwin.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.
Dodd.	

Question then recurring on the substitute by Mr. Rogers, it was lost.

Question recurring on the amendment by Mr. Patman, yeas and nays were demanded.

(Speaker in the chair.)

The amendment was lost by the following vote:

Yeas—38.

Arnold.	McDaniel.
Beasley.	Patman.
Bryant.	Pinkston.
Cable.	Quinn.
Carter of Hays.	Rice.
Cowen.	Robinson.
Culp.	Rogers.
Dielmann.	Rowland.
Downs.	Sanford.
Duffey.	Simpson.
Durham.	Stell.
Fields.	Stewart
Finlay.	of Edwards.
Gipson.	Stroder.
Hardin of Erath.	Sweet.
Harris.	Thompson.
Howeth.	Wallace.
Jacks.	Wilmans.
Lewis.	Wilson.
Looney.	

Nays—62.

Abney.	McNatt.
Atkinson.	Martin.
Avis.	Maxwell.
Baker of Orange.	Melson.
Barker.	Merritt.
Bell.	Miller.
Bird.	Moore.
Burmeister.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Chitwood.	Pate.
Covey.	Patterson.
Davenport.	Perdue.
DeBerry.	Pool.
Dunn.	Pope.
Edwards.	Price.
Fugler.	Purl.
Greer.	Russell
Harrington.	of Callahan.
Henderson	Sackett.
of Marion.	Satterwhite.
Henderson	Shearer.
of McLennan.	Shires.
Houston.	Smith.
Hull.	Stevens.
Irwin.	Stewart of Jasper.
Jennings.	Storey.
Lackey.	Strickland.
Lane.	Thrasher.
LeMaster.	Wells.
LeSturgeon.	Westbrook.
McBride.	Williamson.
McDonald.	Young.
McFarlane.	

Present—Not Voting.

Mr. Speaker. Rountree.

Absent.

Baker of Milam.	Lamb.
Coffee.	Loftin.
Collins.	McKean.
Davis.	Mathes.
Driggers.	Montgomery.
Dunlap.	Potter.
Faubion.	Quaid.
Green.	Sparkman.
Hendricks.	Stewart of Reeves.
Hughes.	Stiernberg.
Johnson.	Teer.
Kemble.	Vaughan.
Laird.	

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Mr. Henderson of Marion offered the following amendments to the bill:

Amend House bill No. 7, line 16, by inserting after the figures "1923" and before the word "and," the following: "and September 1, 1924."

Signed—Henderson of Marion, Quaid, Moore.

Amend House bill No. 7, line 16, by changing the figures "1925" to "1924," and inserting the following words following the figures "1924." "and August 31, 1925."

Signed—Henderson of Marion, Quaid, Moore.

The amendments were severally adopted.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 7 by adding at the end of line 19 the following: "Provided, that no part of said sum shall be paid to any school or in aid of any school wherein the teachers teach fewer than seven and one-half teaching hours per day for five days in each week of the term of such school; and provided further that no part of said sum shall be paid to any school or in aid of any school wherein fewer than five courses are prescribed per child per term during year one and year two of such high school and fewer than six courses

are prescribed per child per term during year three of such high school."

Mr. Satterwhite moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—55.

Avis.	Morgan
Baker of Milam.	of Liberty.
Baker of Orange.	Morgan
Bell.	of Robertson.
Burmeister.	Pate.
Chitwood.	Patman.
Collins.	Patterson.
Covey.	Pool.
Driggers.	Price.
Dunn.	Quinn.
Durham.	Rice.
Edwards.	Robinson.
Fugler.	Rountree.
Green.	Sackett.
Greer.	Sanford.
Harrington.	Satterwhite.
Harris.	Simpson.
Henderson	Smith.
of Marion.	Sparkman.
Hull.	Stell.
Jacks.	Stewart
McDonald.	of Edwards.
McFarlane.	Strickland.
McKean.	Sweet.
McNatt.	Thrasher.
Mathes.	Wallace.
Maxwell.	Westbrook.
Miller.	Williamson.
Montgomery.	Wilson.
Moore.	Young.

Nays—47.

Abney.	Lackey.
Atkinson.	Lane.
Barker.	LeMaster.
Beasley.	LeStourgeon.
Bird.	Lewis.
Bryant.	Looney.
Cable.	McBride.
Carpenter	McDaniel.
of Matagorda.	Martin.
Carter of Hays.	Melson.
Cowen.	Merritt.
Culp.	Perdue.
Davenport.	Pinkston.
DeBerry.	Pope.
Dielmann.	Purl.
Downs.	Rogers.
Duffey.	Rowland.
Fields.	Russell
Finlay.	of Callahan.
Henderson	Shearer.
of McLennan.	Stevens.
Houston.	Stewart of Jasper.
Howeth.	Storey.
Jennings.	Stroder.
Johnson.	Thompson.

Present—Not Voting.

Mr. Speaker.

Absent.

Arnold.	Laird.
Carson.	Lamb.
Coffee.	Loftin.
Davis.	Potter.
Dunlap.	Quaid.
Faubion.	Shires.
Gipson.	Stewart of Reeves.
Hardin of Erath.	Stiernberg.
Hendricks.	Teer.
Hughes.	Vaughan.
Irwin.	Wells.
Kemble.	Wilmons.

Absent—Excused.

Amsler.	Dodd.
Baldwin.	Frnka.
Barrett.	Hardin
Blount.	of Kaufman.
Bobbitt.	Jones.
Bonham.	Lusk.
Carpenter	Merriman.
of Dallas.	Russell of Trinity.
Carter of Coke.	Turner.
Crawford.	Wessels.
Dinkle.	Winfree.

Mr. Green moved the previous question on the engrossment of the bill, and the main question was ordered.

House bill No. 7 was then passed to engrossment.

BILL ORDERED NOT PRINTED.

On motion of Mr. Green, House bill No. 83 was ordered not printed.

ADJOURNMENT.

Mr. Simpson moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Mr. Moore moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Quinn moved that the House adjourn until 9 o'clock a. m. tomorrow.

The motion of Mr. Moore prevailed, and the House, accordingly, at 5:15 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees filed favorable reports today on bills as follows:

Agriculture—House bills Nos. 61, 97, 96, 76, 73, 95.

Revenue and Taxation—House bills Nos. 55, 26.

Appropriations—Senate bills Nos. 20 and 3; House bill No. 23.

The following standing committee filed unfavorable report today on bill as follows:

State Affairs—House bill No. 40.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, April 30, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 5, A bill to be entitled "An Act making appropriation to pay salaries of judges, and the support of the Judicial Department of the State government for the two years beginning September 1, 1923, and ending August 31, 1925,"

And find the same correctly engrossed.
PRICE, Vice Chairman.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, May 1, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 4, Inviting Hon. W. J. Bryan to address the Legislature,

Have carefully compared the same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

THIRTEENTH DAY.

(Wednesday, May 2, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Atkinson.
Amsler.	Avis.
Arnold.	Baker of Milam.

Baker of Orange.	Martin.
Barker.	Mathes.
Barrett.	Maxwell.
Beasley.	Melson.
Bell.	Merritt.
Bird.	Miller.
Bryant.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Carter of Hays.	Pate.
Coffee.	Patman.
Collins.	Patterson.
Covey.	Perdue.
Cowen.	Pinkston.
Culp.	Pool.
Davenport.	Pope.
Davis.	Potter.
DeBerry.	Price.
Dielmann.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Rogers.
Durham.	Rountree.
Edwards.	Rowland.
Fields.	Russell
Finlay.	of Callahan.
Fugler.	Sackett.
Gipson.	Sanford.
Greer.	Satterwhite.
Hardin of Erath.	Shearer.
Harrington.	Shires.
Harris.	Simpson.
Henderson	Smith.
of Marion.	Sparkman.
Henderson	Stell.
of McLennan.	Stevens.
Hendricks.	Stewart
Houston.	of Edwards.
Howeth.	Stewart of Jasper.
Irwin.	Stewart of Reeves.
Jacks.	Stiernberg.
Jennings.	Storey.
Johnson.	Strickland.
Kemble.	Stroder.
Lackey.	Sweet.
Laird.	Teer.
Lane.	Thompson.
LeMaster.	Thrasher.
LeSturgeon.	Turner.
Lewis.	Vaughan.
Loftin.	Wallace.
Looney.	Wells.
McBride.	Westbrook.
McDaniel.	Williamson.
McDonald.	Wilmans.
McFarlane.	Wilson.
McKean.	Winfree.
McNatt.	Young.

Absent.

Carter of Coke.